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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY
PATENT APPLICATION
TRANSMITTAL
Under 37 C.F.R. 1.53(b)

| | |
|-----------------------|--|
| Attorney Docket No: | PD-201023 |
| First Named Inventor: | John Border |
| Title: | Method And System For Improving Network Performance By Utilizing Path Selection, Path Activation, And Profiles |
| Customer No: | 20991 |

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application including:

| | |
|--|---|
| APPLICATION PARTS: | ACCOMPANYING APPLICATION PARTS: |
| 1. <input checked="" type="checkbox"/> Specification [Total Pages 44] 2. <input checked="" type="checkbox"/> Drawings [Total Sheets 19] 3. <input checked="" type="checkbox"/> Oath or Declaration [Total Pages 2] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from prior application (37 CFR 1.63d) (<i>for continuation or divisional application</i>) i. <input type="checkbox"/> DELETION OF INVENTORS Signed Statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). | 4. <input checked="" type="checkbox"/> Assignment (cover sheet and documents) 5. <input checked="" type="checkbox"/> Power of Attorney (included in Oath or Declaration) 6. <input type="checkbox"/> Information Disclosure Statement (IDS/PTO1449) a. <input type="checkbox"/> Copies of IDS Citations 7. <input type="checkbox"/> Preliminary Amendment 8. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) 9. <input type="checkbox"/> Certified Copy of Priority Documents (<i>If foreign priority is claimed</i>) 10. <input type="checkbox"/> Other |

1.1. CONTINUING APPLICATION:

Continuation Divisional Continuation-in-part (CIP) of prior application No. _____

Prior application information: Examiner: _____ Group/Art Unit: _____

For CONTINUATION or DIVISIONAL applications only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 3b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

- a. Amend the Specification by inserting before the first line the following sentence:
-- --
- b. The prior application is assigned to HUGHES ELECTRONICS CORPORATION.
- c. The power of attorney of the prior application is to _____.
- d. Please cancel claims _____ in the prior application before calculating the filing fee below.
- e. I hereby certify that the attached papers are a true copy of the prior application Serial No. _____ as originally filed on _____

12. Fee Transmittal:

| | <u>No. Filed</u> | <u>Extra</u> | <u>Rate</u> | <u>Fee</u> |
|---------------------------|------------------|--------------|-------------------|--------------------|
| Basic Fee | | | \$ 710.00 | \$ 710.00 |
| Total Claims | 40 | - 20 = | 20 x \$ 18.00 | \$ 360.00 |
| Independent Claims | 4 | - 3 = | 1 x \$ 80.00 | \$ 80.00 |
| Multiple Dependent Claims | | | N (Y/N) \$ 270.00 | \$ 0.00 |
| TOTAL FILING FEE | | | | \$ 1,150.00 |

Please charge deposit account No. 50-0383 of Hughes Electronics Corporation, El. Segundo, California, in the amount of the Total Filing Fee calculated above. The Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment, to that deposit account.

13. The Commissioner is hereby further authorized to charge Deposit Account No. 50-0383, pursuant to 37 CFR 1.25(b), any fees that may properly become due or payable, as set forth in 37 CFR 1.16 and 1.17, for the entire pendency of this application without any additional authorization.

14. This form is being submitted in triplicate.

15. Correspondence Address:

Name: Hughes Electronics Corporation
Patent Docket Administration
Address: P.O. Box 956
Bldg. 1, Mail Stop A109
City/State/Zip: El Segundo, CA 90245-0956

Signature:  Reg. No. 41,254 Date: 7/12/2001

Name (Print/Type): John T. Whelan, Reg. No. 32,448 Tel: 301-428-7172
Fax: 301-428-2802

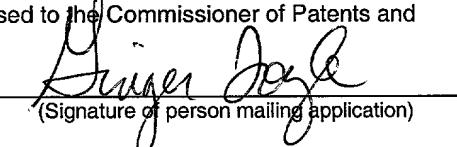
Certification under 37 CFR 1.10 (if applicable)

EJ398430036US
EXPRESS MAIL Mailing No.

7/12/2001
Date of Deposit (m/d/yyyy)

I hereby certify that this application is being deposited with the United States Postal Service, "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

GINGER FOGLE
(Type or printed name of person mailing application)


(Signature of person mailing application)